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Attorneys for Defendant/Third-Party

Plaintiff Commonwealth Land Title Insurance Company

DK-4593 (David R. Kott, Esq.)

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

WALSH SECURITIES, INC.,

Plaintiff,

v.

Civil Action No. 97-cv-3496 (DRD) (MAS)

Honorable Dickinson R. Debevoise

CRISTO PROPERTY MANAGEMENT, LTD., a/k/a
G.J.L. LIMITED, DEK HOMES OF NEW JERSEY,
INC., OAKWOOD PROPERTIES INC.,
NATIONAL HOME FUNDING, INC., CAPITAL
ASSETS PROPERTY MANAGEMENT &
INVESTMENT CO., INC., CAPITAL ASSETS
PROPERTY MANAGEMENT, L.L.C., WILLIAM J.
KANE, GARY GRIESER, ROBERT
SKOWRENSKI, II, RICHARD CALANNI,
RICHARD DIBENEDETTO, JAMES R. BROWN,
THOMAS BRODO, RONALD J. PIERSON,
STANLEY YACKER, ESQ., MICHAEL ALFIERI,
ESQ., RICHARD PEPSNY, ESQ., ANTHONY M.
CICALESE, ESQ., LAWRENCE M. CUZZI,
ANTHONY D'APOLITO, DAP CONSULTING,
INC., COMMONWEALTH LAND TITLE
INSURANCE COMPANY, NATIONS TITLE
INSURANCE OF NEW YORK INC., FIDELITY
NATIONAL TITLE INSURANCE COMPANY OF
NEW YORK, COASTAL TITLE AGENCY,
DONNA PEPSNY, WEICHERT REALTORS, and
VECCHIO REALTY, INC. D/B/A MURPHY
REALTY BETTER HOMES and GARDENS,

Defendants.

and

COMMONWEALTH LAND TITLE INSURANCE
COMPANY

Defendant/Third-Party Plaintiff,

v.

ROBERT WALSH, JAMES WALSH and
ELIZABETH ANN DeMOLA,

Third-Party Defendants.

**ORDER ALLOWING DEPOSITIONS
TAKEN DURING MEDIATION TO BE
USED AS IF TAKEN DURING DISCOVERY**

THIS MATTER having been opened to the Court by McCarter & English, LLP, attorneys for defendant/third-party plaintiff Commonwealth Land Title Insurance Company; and it appearing that as part of a mediation in this case certain depositions were taken; and the attorney for defendant/third-party plaintiff Commonwealth Land Title Insurance Company having represented that the attorneys for the plaintiff and for defendants Fidelity National Title Insurance and Nations Title Insurance and for defendant Coastal Title have no objection to the form and entry of the within Order;

IT IS this day of , 2010

ORDERED that any and all depositions taken during the mediation process in this case shall be also deemed as taken as part of the discovery in this case and shall be used for any purposes that discovery depositions can be used under the Federal Rules of Civil Procedure, the Federal Rules of Evidence or otherwise can be used in the same fashion as depositions taken during discovery can be used; nothing in the within Order precludes any parties from taking a deposition of any witness who was previously deposed during and as part of the mediation process.

MICHAEL A. SHIPP, U.S.M.J.